

NATALIE L. WINSLOW, ESQ.
Nevada Bar No. 12125
JAMIE K. COMBS, ESQ.
Nevada Bar No. 13088
AKERMAN LLP
1635 Village Center Circle, Suite 200
Las Vegas, Nevada 89134
Telephone: (702) 634-5000
Facsimile : (702) 380-8572
Email: natalie.winslow@akerman.com
Email: jamie.combs@akerman.com

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MORTGAGE FUND IVC TRUST 2016-RN5;
and U.S. BANK N.A., as INDENTURE
TRUSTEE FOR MORTGAGE FUND IVC
TRUST 2017-RN4;

Plaintiffs,

v.

FIRST AMERICAN TITLE INSURANCE
COMPANY; DOE INDIVIDUALS I-X,
inclusive; and ROE CORPORATIONS I-X,
inclusive,

Defendants

Case No.: 2:20-cv-01375-APG-DJA

**MOTION TO EXTEND TIME TO FILE
RESPONSE TO MOTION TO DISMISS
[ECF NO. 5]**

[FIRST REQUEST]

Pursuant to Local Rule IA 6-1, Plaintiffs move to extend the time to file their response to First American's motion to dismiss, filed on August 3, 2020. The response is currently due on August 17, 2020. This is the first motion to extend time to file the response to the motion to dismiss. Plaintiffs requests a two-week extension until August 31, 2020 to file their response. Plaintiffs request this extension in good faith and not for the purpose of delay.

Plaintiffs request the extension due to undersigned counsel's unavailability during the week of August 3, 2020, increased personal obligations the week of August 10, 2020, and ongoing challenges caused by COVID-19. *See Exhibit A*, Declaration of Counsel. In particular, undersigned counsel for Plaintiffs was out of town the week of August 3, 2020 through August 7, 2020 visiting family on a pre-planned vacation, and was unable to devote significant time to preparing a response

1 during that week. Additionally, two of counsel's elementary-aged children began school on August
 2 12, 2020, via remote learning. As a result, counsel has been required to devote significant time
 3 facilitating and overseeing her children's education. Finally, due to COVID-19, undersigned counsel
 4 continues to work remotely with reduced resources. Under the circumstances, and due to the unique
 5 and ongoing challenges caused by COVID-19, counsel requests a two-week extension to allow
 6 additional time to prepare the brief.

7 Plaintiffs requested that First American stipulate to the above-requested extension, but First
 8 American was unwilling to agree because Plaintiffs have indicated they intend to also move for
 9 remand and do not believe a stay of discovery is appropriate. Plaintiffs therefore file this motion for
 10 an extension.

11 For all of these reasons, Plaintiffs request the court grant a two-week extension, until August
 12 31, 2020 to file their response to First American's motion to dismiss.

13 Dated August 14, 2020.

AKERMAN LLP

/s/ Jamie K. Combs

NATALIE L. WINSLOW

Nevada Bar No. 12125

JAMIE K. COMBS, ESQ.

Nevada Bar No. 13088

1635 Village Center Cir., Suite 200

Las Vegas, Nevada 89134

Attorneys for Plaintiffs

22 IT IS SO ORDERED.

23 Dated: August 17, 2020


 24 ANDREW P. GORDON

UNITED STATES DISTRICT JUDGE

AKERMAN LLP

1635 VILLAGE CENTER CIRCLE, SUITE 200
 LAS VEGAS, NEVADA 89134
 TEL.: (702) 634-5000 – FAX: (702) 380-8572